THE HON'BLE SRI JUSTICE GOPALA KRISHNA TAMADA

Writ Petition No. 34476 of 1997

Dated: 23.02.2007

Between:

Earuva Papi Reddy, W/o Sai Reddy, 68 years, agriculture, R/o Emalguda, Ibrahimpatnam Mandal, R.R. DisItrict.

..... PETITIONER

AND

The Joint Collector, R.R. District, Hyderabad and others.

.....RESPONDENTS

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Writ Petition No. 34476 of 1997

Order:

The petitioner states that he purchased the agricultural land admeasuring Ac.9.00 in Survey No.47, situated at Emgalguda village, Ibrahimpatnam Mandal, R.R. District, under an unregistered sale deed, dated 01.10.1990, from respondent No.4 herein. Thereafter, he filed an application in Form-X, under Section 5-A of the A.P. Rights in Land and Pattadar Passbooks Act, 1971 (for short 'the Act') before respondent No.3-Mandal Revenue Officer for regularisation of the said sale in his favour, and after due enquiry, respondent No.3-Mandal Revenue Officer, by order dated 08.01.1993, regularised the said sale deed and issued a certificate in Form XIII-B, under Section 5-A of the Act. Aggrieved by the said order, respondent No.4 filed an appeal before respondent No.2-Revenue Divisional Officer, who in turn, by order dated 07.07.1993, remanded the matter to respondent No.3 for re-enquiry, and respondent No.3, after

re-enquiry, by order dated 25.08.1993, set aside his earlier orders. Aggrieved by the same, the petitioner filed appeal and revision petition before the appellate and revision authorities, which were dismissed by orders, dated 11.07.1994 and 18.08.1997 respectively. Hence, the petitioner filed the present writ petition.

Heard the learned counsel for the petitioner and the learned Government Pleader for Revenue.

Admittedly, the cut off date for regularisation of this sort of sales, as prescribed by the Government, was 31.07.1989, and the alleged sale

transaction between the petitioner and the 4th respondent had taken place on 01.10.1990. As the said cut off date was subsequently not extended, this Court is of the view that the authorities are justified in not regularising the sale deed, dated 01.10.1990. Accordingly, I see no merit in the writ petition and the same is dismissed. No costs.

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GOPALA KRISHNA TAMADA, J.

Date: 23.02.2007
Nsr